A Manuell

Cam e. 641.1

OR

A Justice of Peace his *Vade-mecum*.

A Table containing the substance of all Statutes whereby one or more Justices are inabled and authorized to order matters out of the Sessions of the peace.

Proverbs 7. 23.

A wicked man taketh a gift out of the bosome to wrest the wayes of judgement.

Proverbs 17. 15.

He that justifieth the wicked, and he that condemneth the just: even they both are abomination to the Lord.

Deuter. 1. 17.

The judgement is Gods.

Printed by *Roger Daniel*, Printer to the Universitie of *Cambridge*. 1641.

UNIVERSITY LIBRARY CAMBRIDGE

13-1

Præcognita to this Table.

Statutes to be proclaimed at the quarter-Seſsions.

STatute of Wincheſter, by the Sheriff foure times. 7. E. 2. 6.

Statute 36. 6. 3. 23. concerning Purveyers.

Statute *Anno* 33. H. 8. concerning unlawfull games.

Statute *Anno* 5. *Eliſ.* 1. againſt extolling of the Pope and See of Rome.

Statute *Anno* 4. H. 7. 12. A proclamation concerning counterfeiting of coyn, murder, robberies, retainers, idleneſſe, unlawfull games, extortion of Sheriffs, &c.

To be read in the Church.

STatute 21. *Jac.* 20. concerning ſwearing. *Vide Crompt. Juriſdict. fol.* 16. *a.*

1 One Juſtice of peace alone cannot take

UNIVERSITY LIBRARY CAMBRIDGE

any Inquiſition, unleſſe power be given by *Stat. M.2.E.4.18.*

2 Where the matter is to be tried by witneſſe, it ſeemeth that two witneſſes are requiſite; but where the triall is by a jury of twelve men there one witneſſe ſufficeth, yea there many times no witneſſes are requiſite, *Dalton*, 126. *Plowden*, 12.*a.*

3 In all caſes where the offence is found upon inquiry, thoſe Juſtices have power to make proceſſe againſt the offenders untill they have paid the fine, and to deliver them upon payment of it, or upon ſureties given for it, otherwiſe the Juſtices may not receive the traverſe of the offenders, *Dalton*, 127.

4 This manner of triall by examination of offenders or witneſſes is not permitted unto Juſtices, but onely in caſe where either the Statutes do generally referre the triall to their diſcretions, or elſe do eſpecially authoriſe them to take examinations, *Dalton*, 20, 126.

5 In all caſes where the Juſtices of peace may heare or determine or puniſh offenders by their own confeſſion or witneſſes, there the Juſtices may grant out their warrants againſt the offenders to appear before them to anſwer to their offences, and may there-

upon

upon proceed to determine the offence, *Dalton*, 127.

6 A Juſtice of peace cannot bind over any offender againſt a penall law to anſwer his fault, *Lam.* 187. but he muſt be firſt indicted, *Lam.* 188. *Stat.* 1. *E.* 6. 1.

7 An Infant is bound by every Statute-law if he be not excepted in the act: Therefore fines barre not them, *Quia tiels ſont* except *per le Stat. Dyer*, 104.

8 Wherefore the Juſtice of peace hath power given him by any Statute to bind over any man, or to cauſe a man to do any thing: and if ſuch perſon being in his preſence ſhal refuſe to be bound, or to do ſuch thing, it ſeemeth ſuch Juſtice may ſend ſuch perſon to the Goal there to remain untill he ſhall perform the ſame, *Dalton*, 207.

9 All the Articles within the Commiſſion of the peace are both enquirable and determinable at any ſpeciall Seſſions indifferently without adding generall or ſpeciall, *Lam.* 624.

10. This word King doth include his Succeſſours, for the King doth not die in reſpect of his politicke body, *Co. lib.* 6 *fo.* 27 *Caſes of Souldiers.*

11 Whereas ſome Statutes do inable Juſtices of peace to heare and determine by the generall word *Examination*, without

ſhewing of what perſon, it ſeemeth that they may examine the parties as other witneſſes, *Lamb.* 535, 536. And theſe examinations ought alwayes to be upon oath, becauſe the triall thereof dependeth upon them, *Lamb.* 536.

Innekeepers

1

INnekeepers, Alehouſe-keepers or Victuallers, ſelling leſſe then a quart for a penny.

Stat. 1. *Jac.* 9.

One witneſſe, or view.

Five ſhillings to be levied by diſtreſſe and ſale after ſix dayes, and for want of diſtreſſe to be committed, *&c.* and diſabled to keep any Alehouſe by *Stat.* 21. *Jac.* 7. If the Conſtable ſhall not levy this penaltie, or ſhall not certifie the warrant of diſtreſſe within twenty dayes, to forfeit fourty ſhillings.

2

Innekeepers, Alehouſe-keepers or Victuallers, ſuffering any of the ſame pariſh to continue tipling in their houſes.

1. *Jac.* 9. 21. *Jac.* 7.

One witneſſe, or view.

Ten ſhillings to be levied by diſtreſſe, *ut ſuprà*, diſabled, *ut ſuprá.*

Conſtable neglecting, to be puniſhed, *ut ſuprá.*

3

If any Innekeeper, Victualler or Taverner, suffer any wheresoever his habitation be to continue tipling in his house.
1. *Jac.* 9. 10. 1. *Car.* 4. To tipple.

Two witnesses, or view.

Ten shillings to be levied by distresse, and for want of satisfaction within six dayes to be sold, restoring the overplus: And for want of distresse to be committed untill payment.

4

Drunkards.

4. *Jac.* 5.

21. *Jac.* 7.

One witnesse, or view.

Five shillings to the poore to be levied by distresse, and for want of distresse to sit in the stocks six houres, to be bound in ten pound for his good behaviour: If the Constable levie it not, he forfeits ten shillings to the poore

5

Townesmen tipling in any Alehouse

Three shillings to be levied by distresse, or

o. Victualling house. 4. *Jac.* 5.	&c. or to sit in stocks for foure houres, and the Ale house-keeper disabled for three years, 21. *Jac.* 7.
One witnesse or view.	
6	
Finding any flesh dressed in any victualling house in time of Lent. 1. *Jac.* 29. Upon view.	Seise it and give it to the poore.
7	
Offenders in forcible entries. 5. *R.* 2. 7, 15. *R.* 2. 2. 8. *H.* 6. 9. 31. *Elis.* 11. 21. *Jac.* 18. Upon view onely.	Imprison and fine them, remove the force, and deliver them upon pledges for the fine.
8	
Make restitution of possession unto tenants for term of years by coppy of Court roll *&c.* In case of forcible entries. 21. *Jac.* 15.	

9

Inquire of Sheriffs defaults in not returning sufficient Jurors to inquire of forcible entries. 8. *H.*6.9.
By Indictment.

Fine twenty pound.

10

Keepers of Playhouses and unlawfull games. 33.*H.*8.9.
Upon view.

Imprisonment untill he be bound to keep no more.

11

Such as play in such houses. 33.*H.*8.9.
Upon view.

Imprisonment untill he be bound to play no more.

12

Players at unlawfull games. 33.*H.* 9.

Imprisonment, *ut supra.*

13

Such as meet and assemble out of their own parish on the Lords day for any

Three shillings foure pence to the poore of the parish where the offense, sport

port whatsoever, or in their own parish, 1. *Car.* 18. One witnesse, or view, &.	&c. to be levied by distresse, or else to sit in the stocks three houres, and to be questioned within a moneth after the offense done.
14 Certifie the names of such as absent themselves from Church one yeare into the Kings Bench. 17. *Elis.*	To be bound in the Kings Bench in two hundred pound: and *quare* if he refuse to go to Church a yeare after if he forfeit not his bond, *Dalt.* 163. 126.
15 Such as go not to Church upon Sundayes and holy daies. 1. *Eliz.* 2. 3. *Jac.* 4. One witnesse.	Twelve pence for every fault, and for want of distresse to be committed till payment.
16 Such as disturb any Preacher allowed in his Sermon &c. 1. *Car. Sess.* 2. *cap.* 3. or rescue any offender.	If he be found guiltie upon examination within six dayes to be committed for three moneths.

Two

Two witnesses or confession.

17

A Justice of peace must within fourteen dayes after the discovery of any *Agnus Dei*, crosses, &c. declare the same to some of the privie Counsel. 13. *Elis.* 2. *Premunire.*

18

Take the submission of any Jesuite or Priest in writing, within three dayes of his landing, and give him the oath of Supremacy. 27. *Elis.* 2. And certifie th oath and submissio into the Chancery upon pain of a hun dred pound with three moneths.

19

Require any seditious Sectary, if he shall not conform within three moneths after his conviction, to conform; and in default there- Fellony if he sha refuse to abjure, bu the abjuration mu be in open Sessions

of require him to abjure the Realm 35. *Elis.* 1. 8.

If he will not conform within three moneths, then require him to abjure, and certifie the abjuration at the next Assises, and if he then refuse to abjure, it is felony without Clergie, *Lam.* 557.

20

Require any Popish Recusant above sixteen years which travel without license 5 miles from home, if he be not worth twenty marks freehold *per annum*, or forty pound in goods, to abjure.

21

Such as swear, proved within ten dayes. 21. *Jac.* 20. 8.

Twelve pence to be levied, &c. or to sit in the stocks three howers; if under 12 years to be whipped by the Parents or Constable.

22

Command huy and cry after felons, *Stat. March An.* 13. *Elis.* 1. set watches between the feast of

To be fined upon inquiry.

Tamen quære, for one Justice of peace cannot take any In-

Ascen-

Ascension and Michaelmasse, *ibid.* cause high-wayes to be inlarged, *ibid.* choose two Constables in every Hundred, *ibid.* require Constables to present such as lodge any strangers in upland towns for whom they will not answer, *ibid.* But *quære* if they shall receive them to house before nine of the clock.

quisition where power is not given him by Stature as the book is, 17. *E.* 4. *fol.* 16.

23

To inform some of the Privie Counsel within twenty eight dayes after discovery of any Jesuites *&c.* and to take a note thereof under their hand. 27. *El.* 2.

Two hundred marks.

24

If any above eighteen years stand presented or indicted

Require him to take the oath of Allegiance, if he refuse, for

for not coming to Church, or if the Miniſter, *&c.* ſhall complain of any ſuſpicion, 7. *Jac.* 6.

commit him untill the next Seſſions or Aſſiſes.

25

If any ſuſpected to be a Jeſuite or Prieſt refuſe to anſwer whether he be or not, 35. *Eliſ.* 2.

To be committed without bail till he anſwer directly.

26

To take information of him which ſhall give notice of Maſſe to be ſaid, within three dayes after the offence, 3. *Jac.* 5.

27

Perſons riding armed, *Stat. Northamptoniæ.* 2. *E.* 3. 5.

Their armour is loſt, and they to be impriſoned during the Kings pleaſure.

Upon view, *Dalton*, 30.

To

To wear a coat of Mayl secretly, *Poult. de pac. fol.* 3. §. 8.

Justices of peace may command weapons to be taken from such as are brought before them, *Dalton.* 30.

Or to carry diggs or pistols, *Co. l.* 5. *fol.* 71. *St-Johns Case.*

Or may inquire or prise their Armour by a Jury, *Lamb.* 169, 171, 182.

28

Trespassours in Orchards, Wood, Corn, &c. 43. *Elis.* 7. One witnesse.

To give satisfaction, or to be whipped.

29

Offenders in making of tyle. 17. *E.* 4. 4. By indictment or witnesse, as he pleaseth.

For every hundred of plain tyles, five shillings.

For evevy hundred of roof-tyle, six shillings eight pence.

For every hundred of gutter-tyle, two shillings.

30

Having tenters for

A Justice of peace Cloth,

Cloth, 39. *Eliſ* 20. 43. *Eliſ.* 10. & 4 *Jac.* 2. 21 *Jac.* 18. &	or head Conſtable, may upon view deface them, 43. *Eliſ.* He may ſell them, and give the money to the poore.
31 No Fair or Market to be kept in Church or Churchyard, *winchest.* 13. *E.* 1.	To be fined in Seſſions.
32 Souldiers purloining horſes, harneſſe or armour, 2. & 3. *E.* 6. 2.	Commitment, untill he make ſatisfaction.

33

If any horſe be ſtollen and ſould in open Market, the owner and his Executours may within ſix moneths after ſuch horſe is ſtollen, make claim before a Juſtice of peace, ſo as proof be made 40 dayes after by 2 witneſſes upon oath before ſuch Juſtice, and ſuch ſale taketh not away the property of the horſe, but the party may have his horſe again upon payment of ſo much as the party which bought him ſhall depoſe he coſt him, 31. *Eliſ.* 12.

34

Sheriffs for entring of more plaints then one for one cauſe, or if the plaintiff put not in ſecuritie to proſecute his action, 11. *H.* 7. 15. By examination of their clarks and pleas.

Foure ſhillings for every plaint, and the Juſtice of peace muſt certifie into the Exchequer the examination upon pain of fourty ſhillings.

Proceſſe as in treſpaſſe.

35

Sheriffs bailiffs, for not warning the Defendant in county Courts, 11. *H.* 7. 17.

Bailiffs may be convicted upon their examination.

Fourtie ſhillings for every offence:

Proceſſe, *ut ſupra.*

36

Bailiffs gathering the Sheriffs amercements before they are examined by two Juſtices of the peace, or if the Bailiffs be not ſworn, or ſhall take more then is

Fourtie ſhillings for every offence:

Proceſſe, *ut ſupra.*

eſtreated

eſtreated, 11.*H.*7.15. Upon view.	
37 He that ſhooteth at any thing at large, except it be within five miles of the ſea, 33.*H.*8.6.	Ten pound, and impriſonment untill payment.
38 Perſons ſuſpected to be robbers, and taken by the watch, 5.*E.*3.14.	To be committed untill the Aſſiſes, or to be bound to their good behaviour, 34. *E.* 3.2.
39 To put in overſeers and conſervatours of Rivers, and ſwear them.	
40 Such as take Salmons between the ſeventh of *September* and the eleventh of *November*, or at Mil-pools from mid-April to midſum-	Burn the nets, impriſon them a quarter of a yeare.

UNIVERSITY LIBRARY CAMBRIDGE

mer, *weſtm.* 2. *Anno* 13. *E.* 1. 46. 13. *R.* 2. 2.
Upon view or indictment by 17. *R.* 2. 9.

41

Such as uſe nets, by which the Fry of fiſh may be deſtroyed, 13. *R.* 2. 19.
Upon view or inquiry by *R.* 2 9.

Burn the nets, *ut ſuprá.*

42

Such as fiſh within five miles of the Sea with any draw-net under three inches meſh, and one inch and a half from knot to knot, 13. *Jac.* 12.

Forfeit the net, and ten ſhillings to be levied by diſtreſſe
Quære how to be convict, by witneſſes or in Seſſions.

43

If a ſervant ſhall go out of a Town to ſerve in another, without a teſtimoniall, 5. *Eliſ.* 4.

Impriſonment till he procure a teſtimoniall, which if he ſhall not within one and twentie dayes he is to be puniſhed as a vagrant.

44 I

44 If any be required to serve as an apprentice, and shall refuse, being betwixt sixteen and nineteen years old, 5. *Elis.* 4.	To be committed untill he will serve.
45 Cause Artificers and other persons able to labour, to work at hay and corn in harvest, 5. *Elis.* 4.	Imprisonment in stocks two dayes and a night by the Constable, upon pain of fourty shillings to be recovered in Sessions.

46

Give licence under his hand and seal to any that will travel from one Countie to another for work in Inning of Harvest-work, 5. *Elis.* 4.

47 Allow the cause of putting away of any servant, but not of an apprentice, 5. *Elis.* 4. *Dalton*, 60.	

48

Examine such as take Pheasants and Partridges in the night, or hawk in eared corn, 23. *Elis.* 10.

Bind them over until the next Sessions, or commit them untill they pay.

49

To take Recognizance of such as take Pheasants with setting-dogs and nets, and return it next quarter-Sessions, 7. *Jac.* 11. 8.

50

Estreat into the Exchequer the forfeitures of such as are convicted before him for shooting in Crossebows and Gunnes, 33. *H.* 8. 6.

51

Certifie into the Sessions the offenders presented unto him against the Statutes for amendment of high-wayes, 2. *&* 3. *Ph. & Mar.* 8. 5. *Elis.* 13. 18. *Elis.* 9.

The Justice of peace forfeiteth five pound, the Churchwardens fourty shillings if he certifie not the Justice.

52 Present

52

Present the Constable and Churchwardens to the quarter-Sessions, if they do not yearly the Tuesday or wednesday in Easter week call together the Parishioners, and choose Surveyers for the amendment of highwayes, 5. *Elis.* 13.

And in the quarter Sessions to be fined for their default or negle&.

53

Every household-Cottager to work, or send some sufficient labourer to work every of the said dayes eight houres.

To be fined in quarter-Sessions upon presentment of any Justice, &c.

54

Hedges and ditches next any high way must be from time to time diked and kept low, and repaired by the owners of the

Present it at the quarter-Sessions, where they are fined for it.

ground, 5. *Elis.* 13. *Dalton*, 52.

55

If any chosen to be a Surveyer shall refuse the execution of the Office, 5. *El.* 13

To present him a &c. *ut suprá.*

56

If Surveyers of high-wayes do not within one moneth present offences committed against the Statute for amendment of high-wayes to the next Justice, 5. *Elis.* 13.

To be presente and fined, *ut suprá.*

57

If the Bailiff or his High-Constable shal not levie amercements. &c. for not mending high-waies, and not make a true account or payment of summes levied to the Constable and

Present the same to the quarter-Sessions.

Church-

Church-wardens of the Parish, or if he have not imployed the same upon the high-wayes of the Parish, 5. *Eliz.* 13.	
58 Wandring rogues, 39. *E.* 4. 8.	To be whipped and sent to the place of their birth, if the Constable do not punish them, he forfeits ten shillings.
59 Such as will not do their appointed work by the Overseers of the poore, 43. *Eliz.* 28.	Bridewell.
60 Such as refuse to bear the charge of their commitments to the Gaol, 3. *Jac.* 10. *&*.	Levie it of their goods, by distresse and sale.
61 Give testimoniall	If he exceed the

of the landing of Souldiers and Mariners under his hand, setting down the place of his landing, and the place to which he is to passe, 39. *Elis.* 4. &. he may beg.

time limited in his passe 14. or if he have a forged passe knowing of the same, it is felony, except he be sick.

62

If no tax be made for hospitalitie by the Parishioners, Churchwardens and Constables, one Justice of peace near the place may make it, 43. *Elis.* 21. &.

And levie it by distresse, and for want of distresse, commit the party not paying without bail, untill &c. If they make any tax, they may levie themselves without any other warrant.

63

The like order is to be taken concerning the assessing for Souldiers and Mariners, 4. *Elis.* 38.

64

In default of the Churchwardens and

Churchwardens may levie it without the

he Pariſhioners towards the relief of he diſabled Souldier, to tax the Pariſh or their relief till the ext quarter-Seſſions 3. *Eliſ.* 3.8.17.8.

any warrant if they make a rate, elſe he muſt levie it himſelf.

65

Joyn with the Clerk of the peace in aking and inrolling eeds of bargain and ale acknowledged efore them within ix moneths, 2. 7. 8.16.

Fees for land under fourty ſhillings *per annum* two ſhillings, *viz.* one ſhilling to the Juſtice, and one ſhilling to the Clerk: If above fourty ſhillings, five; two ſhillings ſix pence to the Juſtice, and two ſhillings ſix pence to the Clerk.

66

Joyn with the Cuſtomer in certifying of the unlading and ſelling of Corn and Cattel, and carried from the one place of the Realm to another, to the Cuſtome where it was laden, 5.*E.* 6. 14 13. *Eliſ.* 25.

67 Tranſ-

67

Transporters of Corn, Malt, Beer, Butter, Cheese or Wood into any place beyond the seas, 1. & 2. *Ph. & Mar.* By inquiry and examination of the Master and Mariners. See 21. *Jac.* 28. altered.

The owner of the Ship, forfeiteth his Ship knowing the same, 5. *Elis.* 5. The owner of the Corn doth forfeit double the value: the Master and Mariners do forfeit their goods, and imprisonment one yeare.

68

Examine the servants and workmen of Dyers upon oath, if they use any Log-wood, and bind them to the next Sessions, and bind over the examinants, 39. *Elis.* 11.

Who upon conviction in the Sessions are to be set on the Pillory, and fined twenty pound.

69

To take the examination of such as are brought before him for felony, man-

Fined by the Justices of the Gaol-delivery.

slaughter

laughter, or ſuſpici-
n thereof, with the
nformation of thoſe
hat bring him,
nd to put the ſame
n writing, 2. & 3.
Ph. & Mar. 10.

70

Let to bail any
mpriſoned in the
ommon Gaol, if it
e not for felony, or
ny higher offence
or bail, forbidden by
ny ſpeciall Statute,
3. *H.7. Dalt.* 33.

71

Such as are accuſed
for reporting falſe
ews contrary to
*Weſt.*1. *cap.*34. & 2.
*R.*2.*c.*5. within three
moneths after the
offence committed,
1. & 2. *Ph. & Mar.*
Eliſ. 2. ſee 150. 13.

To be committed
to priſon untill he
ſhall bring forth his
Authour: *quære*; for
the act of *Mar.*
was repealed, ſo
long time as Queen
Elizabeth lived, by
Statute, 25. *Eliſ.* 2.

72 Such

72

Such as shall advisedly publish any false Prophesie, 5. *Elis.* 15. *Dalt.* 78. By inquirie.

Imprisonment one yeare without bail, and to forfeit ten pound.

73

If any deceitfull Mault be made to be sould or mingled, 2. *E.* 6. 10, 8. 27. *E.* 6. 14. 21. *Jac.* 28. Upon view or information.

The Constable may sell it with the advise of a Justice of peace.

74

If any shall misuse his servant, and will not be ordered by a Justice of peace, 5. *Elis.* 4.

Take bond of his Master for his appearance at the next quarter-Sessions, and if he refuse to be bound, commit him.

75

Common-labourers refusing to work for such wages as are taxed in Sessions, 39. *Elis.* 4. 8. *Judges Resolution* 7.

Rogues to be sent to Bridewell.

The power of two Justices of peace out of Sessions.

76 Clothiers and others refusing to pay wages assessed in the Easter Sessions, 1. *Jac.* 6.8. *Quorum unus*; Two witnesses.	Ten shillings to be levied by distresse.
77 If any put in any flocks or thrums in any broad Cloth, 21. *Jac.* 18. 8. Two witnesses, or confession.	Five pound to be levied by distresse, for want of distresse to be commited.
78 Appoint overseers for Cloth in Towns not corporate, and swear them, 3. *E.* 6. 2. 39. *Elis.* 20. 31. *Elis.* 10.8.	If any refuse to be overseer, he forfeiteth 40 shill. and is to be committed till payment; and if they do not search once every quarter, they forfeit ten pound by 3 *E.* 6. 2

79 Charge

79

Charge Overſeers for cloth in Towns not corporate upon their oaths, and bind them in recognizances of fourty pound to do their indeavour to diſcover the fraud, 39. *Eliſ. Dalton*, 35.

If any refuſe to be bound or appear not, he forfeits 5 pound, and commitment till payment: And if Juſtices of the peace do not appoint Overſeers, they forfeit

80

Upon complaint of Overſeers for cloth, appointed to call by warrant any perſon before them and to examine them upon oath for diſcovery of any offence.

Againſt 21. *Jac.* 18. &.

81

Carders, Weavers, Sorters and Spinners, imbeſiling wool or yarn, 7. *Jac.* 7.

One witneſſe.

Give ſatisfaction or to be ſtocked and whipped, and likewiſe their receivers knowing the ſame.

82 Per-

82 Persons restrained from maulting, 39. Eliz. 16. §. Two witnesses or confession.	Commitment three dayes without bail, and thenceforth till he be bound in forty pound by Recognizance to obey such order of restraint.
83 Takers of Pheasants, Partridges, &c. 7. Jac. 11. §. One witnesse.	After his conviction before two Justices of the peace, one Justice may bind him by Recognizance in twenty pound, not to kill or destroy any Pheasant or Partridge thenceforth; the punishment being commitment 3 moneths, or to pay twentie shillings for every one.
84 Such as destroy Pheasants, Partridges, &c. by gunnes,	Commitment three moneths, unlesse he pay forthwith to the

boves, *&c.* 1. *Jac.* 27. 8.

Two witnesses, or confession.

Church-wardens 20 shillings for every Fowl, and enter Recognizance in twentie pound after one moneths commitment to kill no more

85

None may keep any greyhound, or dog to take Partridges, unlesse he have ten pound Inheritance, or thirty pound *per annum* for life, or goods worth 3 hundred pound, 1. *Jac.* 27.

Imprisonment, *ut supra*; or fourty shillings to the poore.

86

Give warrants to the Constables and Tithingmen, to search the houses of persons suspected for setting-dogs, and nets, other then such as have fourty pound *per annum*, or foure-

Keep such as they find to their own use.

score

ſcore pound leaſe; or elſe are worth foure hundred pound in goods, 7. *Jac.* 11.

87

Such as hawk between the firſt of *July*, and laſt of *Auguſt*, 7. *Jac.* 11.

Two witneſſes.

Commitment three moneths, unleſſe they pay fourty ſhillings for every hawking, and twentie ſhillings for every Pheaſant, *&c.*

88

Such as uſe or have any gunnes or bowes, *&c.* to kill Deer and Conies, or keep hayes, purſnets ferrets or Coniedogs, unleſſe they have fourtie pound inheritance *per annum*, or be worth two hundred pound in goods, or have warren or ground incloſed, the profit whereof is worth fourty ſhillings *per annum*, 3. *Jac.* 13.

He that hath a hundred pound *per annum*, may take and keep them to his own uſe; other offences are to be puniſhed in Seſſions.

89

Defaults of Officers touching weights and measures, 11.*H.* 7.4. *Quorum unus.* Inquirie or examination.

Fine.

90

Set fines upon such as shall buy and sell with weights and measures unsealed, 11. *H.*7.4.

Upon examination or inquiry.

The first time si
shillings eight pence
The second, thir
teen shillings foure
pence.
The third, twent
shillings and pillory

91

Such as disturb any preacher licenced, 1. *Mar.* 13. Two witnesses.

If any rescue such.

Commitmene thre
moneths, and furthe
to be bound to ap
pear at the Sessions
Commitment thre
moneths, and to for
feit ten pound.

92

Require any that is convict or in-

If he refuse to tak
the oath, to be com-
dicte

dicted for not coming to Church, or hath not received the Sacrament twice the yeare past, or any unknown person passing through the Countie, who being examined upon oath confesseth himself to be a Recusant, to take the oath of Allegiance, 3. *Jac.* 4. *Quorum unus.*

mitted untill the next Sessions or Assises.

93

Require the oath of Allegiance of any above eighteen years under the degree of a Baron, 7. *Jac.* 6. *Quorum unus.*

If he refuse to take it, to be committed without bail untill, &c.

94

Search the house of any popish Recusant convict for popish books and reliques, or whose wife is a Recusant, con-

To burn such books and reliques: If it be a crucifix or relique of price, it is to be defaced in the open Sessions, and

vict, 3. *Jac.* 5.

then to be restored to them again.

95

Such married woman as is a convict Recusant, 7. *Jac.* 6.

If she conform not within three moneths, to be committed untill *&c.* unlesse her husband will pay ten pound monethly, or the third part of his lands.

Quorum unus.

96

To take the submission of any person reconciled to the Bishop of Rome within six dayes after his return, and give him the oath of Supremacy and Allegiance, and certifie the same to the next Sessions, 3. *Jac.* 4.

Fourtie pound if they do not certifie the same at the next Sessions.

97

Examine any unknown person whether he be a Priest,

If he refuse to answer directly, he is to be committed

or

or a Jesuite, 35. *Elis.* 2.	untill, &c.
98 Take the oath of Allegiance of such as have charge of Castles, Forts, or Garrisons; or of Captains having guard of souldiers within the Realm, 7. *Jac.* 6. *Quorum unus.*	Fourtie pound if they do not certifie the same at the next Sessions.
99 Putting such poore out of their parishes, as are not to be put out, 39. *Elis.* 4. 8. *Quorum unus.* Two witnesses or confession.	Five pound, and be bound to the good behaviour.
100 Defaults of Overseers, 43. *Elis.* 2. 8. *Quorum unus.* Two witnesses.	Twentie shillings for every moneths neglect; and if they refuse to give an account, commit them.

101

Such as run away, and leave their families upon the parish, 7. *Jac.* 4. 8.

Incorrigible rogues.

Such as threaten to run away, by the same Statute.

To be sent to the house of correction, unlesse they put in securitie to discharge the parish.

Such a woman as shall have any bastard-child, which may be chargeable to the parish, by the same Statute.

First, Bridewell for a yeare; but it must be from the privy Sessions.

Secondly, Bridewell for a yeare, and be bound to the good behaviour not to do so again.

102

Make orders for relief of bastards, and ease of the parish; and for the punishment of the reputed father and mother, 18, *E.* 3.

If they perform not the order without appeal and bond given to abide the order of the next Sessions, if they shall there make any, or else to obey the

Quorum unus.

It

It seemeth the mother may be examined upon oath, *Dalton.* 32.

former order, to commit them till *&c.*

They must be born and begotten, out of lawfull Matrimony.

103

Give licence to poore people, which shall travel to Bath and Buxton, 39. *Elis.* 8.

Rogues, if they have no licence.

104

Nominate Overseers for the poore yearely, and within one moneth after Easter, 43. *Elis.* 2. 8. *Quorum unus.*

Five pound forfeited by every Justice for his neglect.

105

Such as disturb the execution of the Statute against rogues, 39. *Elis.* 4. *Quorum unus.*

Two witnesses, or confession.

Five pound to be levied by distresse, and to be bound to the good behaviour.

106 Offi-

106

Officers remisse in punishing of rogues, 39. *Elis.* 4. 8.
Quorum unus.
Two witnesses, or confession.

Ten shillings to be levied by distresse.

107

Such as apprehend not rogues which beg at their doores, 1. *Jac.* 7. 8.
Quorum unus.
Two witnesses, or confession.

Ten shillings to be levied by distresse, and if the Constable do not punish such as be brought to him, he forfeiteth twenty shillings.

108

To heare and determine all causes which shall come in question upon the Statute of rogues, 39. *Elis.* 4. 8. *Quorum unus.* Two witnesses, or Confession, *Lamb.* 331.

109

Such as give wages contrary to the rates in Easter Sessions; such as hire servants for lesse then a yeare;

Imprisonment ten dayes without bail; and he that is retained, one and twentie dayes, and the cove-

but

but this extendeth to Artificers and Tradeſmen, and not to others.

nant void, *quære* how to be convicted.

Such as retain ſervants departed out of any ſervices without ſhewing a teſtimoniall of their departure, 5. *Eliſ.* 4. *Dalton*, 61.

Quorum unus.

Five pound to be recovered in the Seſſions.

110

He that putteth away his ſervant at the end of his term without a quarters warning.

Fourtie ſhillings in quarter-Seſſions.

111

No Artificer or Labourer may depart from the retainer, untill his work be finiſhed, if the retainer will have him ſo long, and pay him his wages, 5 *Eliſ.* 4.

Quorum unus.

Impriſonment one moneth, and forfeit five pound to the partie; who may bring an action of debt for the ſame, in the Seſſions of the peace.

112 If

112

If any servant make an assault upon his Master, or such other as shall have the oversight of him, 5. *Eliz.* 4.

Quorum unus.

Two witnesses, or confession.

Imprisonment one yeare, or lesse in their discretion, or other punishment as the Justice in Sessions shall think fit, except losse of life or member.

113

Appoint any woman between sixteen and fourtie years, being out of service, and unmarried, to serve by the yeare, day, moneth, *&c.* for such wages as they think fit. 5. *Eliz.* 4.

Quorum unus.

If she refuse to serve, to be committed untill, *&c.*

114

Remove the common selling of Ale and Beere, and if any sell without license, or after he is prohibited,

Commitment for three dayes, and to pay twenty shillings fine which is to be set upon him in open

bited, 5. E. 6.
Quorum nnus.

Sessions. *Quære* if this latter clause must be upon inquiry

115

Tax the County within five miles of any Town infected with the plague, towards their weekly relief, 1. *Jac.* 31. 8.

To be levied by distresse and sale, and for want of distresse, to be committed untill this tax be certified at the next quarter-Sessions.

116

Officers refusing to collect such rates made for the relief of such persons infected, 1. *Jac.* 31. 8.

Ten shillings for every offence.

117

Appoint searchers, watchmen and keepers of persons infected with the plague, and swear them, 1. *Jac.* 31. 8.

If any go abroad after restraint, having an infectious sore upon him uncured, it is felony; if he have no sore upon him, he is to be punished as a vagrant by 39. *Elis.* 4. and

118 If

	bound to the behaviour one whole yeare, or commitment.
118 If any refuse to obey the sentence of an Ecclesiasticall Judge in case of tithes, 22. *H.* 8. 7. 27. *H.* 8. 20. 27. *Elis.* 11.	Commitment untill he shall stand to such order.

119

Assesse Towns and the Hundred, for the levying of money lost in Robberies, 27. *Elis.* 13. *Quorum unus.*

120

Appoint what fisher-men shall be for Mariners, 5. *Elis.* 5. 8.

121 Punish Rioters, 13. *H.* 4. 7. 2. *H.* 5. 8. 8. *H.* 6. 14. 19. *H.* 7. 13. By indictment.	Fine and imprisonment.

122 Such

122

Such as escape taxations at Subsidies, acts of Parliaments, 21. *Jac.* 9. *pag.* 22.

Charged double, and to be punished at the discretion of the Justices.

123

Bail such prisoners as are committed for manslaughter, felony or suspicion thereof, 1. & 2. *Ph.* & *Mar.* 13.

Quorum unus.

Fined by the Justices of gaol-delivery.

124

Bail such as come into prison by processe of the Sessions made upon penall Statutes, not forbidding bail, *Lamb. pag.* 348.

125

Joyn with the Bishops Chancellours in taking accounts of such as have the collection of money, and revenewes belonging to any hospitalls,

By Statute, 2. *H.* 5. *cap.* 1. the Ordinary may inquire and punish by censures and laws of the holy Church without any other to assist him,

pitalls, 14. *Elis.* 5. ℵ. 39. *Elis.* 18. ℵ.

if it be any hospitall which is not of the Kings foundation: if it be, he must have a Commission to inquire.

126

Take order for setting on work such Souldiers or Mariners as do come from the seas, if they cannot get work where they live, 39. *Elis.* 17. &.

And for want of work they may tax the whole hundred for his relief, until he can get work.

127

Divide the fourth part of a wood, being appointed by the Sessions upon complaint of the lord, 35. *H.* 8. 17. 13. *Elis.* 25.

128

Overlook Sheriffs books and amercements to seal the Indentures of his estreats, being appointed by the *Custos Rotulorum*, or the eldest Justice of the

If he impanne any Jury before be sworn, he forfeit fourty pound.

Quorum.

Quorum, 11. H. 5. 5. Quorum unus.

129

Swear the under Sheriffe, and give him the oath of ſupremacy; and the oath for true execution of his office, 27. Eliſ. 12. Quorum unus.

130

Burn all ſuch Logwood as they ſhall find in any mans cuſtody, 23. Eliſ. 9.

131

Bind to the Seſſions ſuch as ſhall get into their hands any money, or other thing, by colour of any falſe tokens or letters in other mens names, 33. H. 8. 1. Quorum unus.

Upon conviction he is to be ſet upon the pillory, or have any other corporall pain except death.

132

Convent Bailiffes, Head Conſtables, upon complaint of Church-wardens, having eſtreats for

Impriſon them untill they have paid the ſame.

collecting of fines, and take account betwixt the first of *March* and the last of *April*, and compell them to pay all the arrerages for the Constables and Church-wardens, 2. & 3. *Ph. & Mar.* 8. 5. *Elis.* 15.

Quorum unus.

133

Assesse fines upon the Constables if they appear not at the pettie Sessions, or give not account upon oath under the Ministers hand of all rogues apprehended in the search, or since the last Sessions, 7. *Jac.* 4. *&. Dalton.* 103.

Any fine under fourtie shillings.

134

To grant a precept to the Sheriff with-

Quære if the Statute be in force, for in

in ten dayes after the commitment of any one ſent to priſon for ſpeaking falſe news contrary to the Statute, 3. *E.* 3. 84. 2. *R.* 2. 5.	the words are very doubtfull for the continuance.
135	
He that ſhall ſell or buy any Deer, Hare, Partridge or Pheaſant, 1. *Jac.* 27. By indictment.	Twentie ſhillings for every one.

136

Make certificate for an Apprentice, that his Parents may diſpend fourtie ſhillings *per annum*, 5. *Eliſ.* 4.

137	
Take information by two witneſſes, againſt ſuch as deprave the Sacrament of the Lords Supper, *E.* 6. 1. 1. *Eliſ.* 1.	Bind over the accuſers at the Seſſions.
138	
Licence Drovers, and Badgers, and	This licence muſt be granted in the

such as transport corn and cattle from one Port to another, 5. *E.* 6. 14.	quarter-Sessions, by 5. *Elis.* 13. except corn be undervalued, 21. *Jac.* 28.

139

Joyn with the Lievtenant or Bishop in licencing of a confined Recusant to travel about his businesse, 35. *Elis.* 2. 3. *Jac.* 5.

140

Make taxes for reparation of decayed bridges, 22. *H.* 8. 5. *Quorum unus.*

141 Give order for taking away armour from popish Recusants being convicted, 3. *Jac.* 5.	This order must be made in the Sessions.
142 Breaking the heads of Ponds, Parks, Hawkes egs *&c.* 5. *Elis.* 21.	Three moneths imprisonment, and behaviour.
143 Tracing of Hares, 14. *H.* 8. 10.	Six shillings eight pence for every one.

144 Usury

144 Usurie, 13. *Elis.* 8. 27. *Elis.* 11. 21. *Jac.*	Treble value and fine, *&c.*
145 Forestalling, 5. *E.* 6. 14. 5. *Elis.* 2. 13. *Elis.* 25.	
146 Buying of hides, out of any market.	Six shillings eight pence for every hide.

Felonies examinable or inquirable before the Justice of peace by Statutes.

147

Extolling of forein power, 1. *Elis.* 1. — Treasons.

Absolving from naturall obedience, 23. *Elis.* 1.

Instrument of reconciliation, 13. *Elis.* 2.

148

Going over Sea to serve a forein Prince without taking the oath, or entring into bond according to, 3. *Jac.* 4. — Felony.

149

Embesiling habiliments of warre or victuals, 31. *E.* 4. — Felony.

150 Conjuring, or witchcraft, 1. *Jac.* 212. Buggery with a beaſt, 25. *H.* 6.	No Clergy.
151 Receiving Jeſuites and Seminaries, 27. *Eliſ.* 2.	Felony.
152 Sectaries refuſing to abjure, or returning after it, 35. *Eliſ.* 1 and ſee of popiſh Recuſants, 35. *Eliſ.* 2.	Felony.
153 Multiplication of gold and ſilver, 5. *H.* 4. 4.	Felony.
154 Cauſing Maſons to congregate in chapters, 3. *H.* 6.	Felony.

155 Departing of Souldiers and Mariners, 7. *H.* 7. 1. 3. *H.* 8. 5.	No Clergy.
156 Transporting of Sheep beyond the Seas, 8. *Elis.* 3.	Felony.
157 Infected with the plague going abroad, 1. *Jac.* 13.	Felony.
158 Egyptians, and like counterfeits, 1. & 2. *Ph.* & *Ma.* 5. *Elis.* 5.	No Clergy.
159 Rogues, wandering Mariners and Souldiers, 39. *Eliz.* 4. & 17. *Jac.* 7.	No Clergy.

160 Breach of prison, rescues and escape, 1. E. 2.	Felony.
161 Purveyers, 5. E. 3. 1.	Felony.
162 Gaoler compelling their prisoners, 14. E. 3. 10.	Felony.
163 Cutting out of tongues, 5. H. 4. 5.	Felony.
164 Buggery with mankind, 15. H. 8. 6.	No Clergy.
165 Taking away of women, 3. H. 7. 2.	No Clergy.
166 Carnall knowledge of an Infant under	No Clergy.

ten years, 18. *Elis.* 6.

167

Marrying a second wife or husband, the first living, 1 *Jac.* 11. Rape, *westmin.* 2. 13. *E.* 1. 34. — No Clergy.

168

Burglary, robbing of a booth or tent, 39. *Elis.* 15. — No Clergy.

169

Burning of houses, 13. *H.* 8. 1. Cutting or picking of purses, 8. *Elis.* 4. — No Clergy;

170

If any Sea watches have not been made upon Sea coasts, 5. *H.* 4. 3. — Fine.

171

Rate wages of servants, &c. 5. *Elis.* 4.

39. *Elis.* 12. 1. *Jac.* 6.

172

Gaol money, 14. *Elis.* 5. 43. *Elis.* 2.

173

Take account of Treasurers for souldiers, 43. *Elis.* 3.

View under Sheriffs books by appointment of *Custos Rotulorum*, 11. *H.* 7. 15.

174

Refusing to take the oath of supremacie, 1. *Elis.* 2, 13. *Elis.* 2.

A præmunire.

175

Knowing any to be absolved, and not discloſing it within twenty dayes, 25. *Elis.* 1.

Misprision of Treason.

176 Hearing

176

Hearing of Masse, 23. *Elis.* 1. | One) hundred marks.

177

False Propheſies, 5. *Elis.* 15. | Ten pound, and one years impriſonment.

178

Perjury, 5. *Elis.* 9. & 14. *Elis.* 11. and deabled for a witneſſe. | Half a years imprisonment, and pillory.

179

Diſturb any Preacher, 1: *M.* 3. | Three moneths impriſonment and behaviour.

180

Deprave the Sacrament, 1. *Elis.* 1. | Impriſonment and fine.

181

Interrupt any in ſaying prayers, or in adminiſtration of the Sacrament, 23. *Elis.* 1. | One hundred marks.

182 Fighting

182 Fighting in Church or Churchyards, 5. *E.* 6. 4.	Looſe one of his eres.
183 Robbing houſes by day, 39. *Eliſ.* 15.	Felony.
184 Parveyers, 28. *E.* . 2.	Felony.
185 Hawks, 34. *E.* 3. 22	Felony.
186 Servants imbez-ing goods above ourtie ſhillings, 21. .7. 5. *Eliſ.* 10.	Fellony.
187 Hunting by night Parks or War-ens, 1. *H.* 7.	Felony.
188 Extortion by Eſ-	Forfeit fourtie cheatours,

cheatours, 23. *H.* 6. 17. 33. *H.* 8. 22.	pound.
189 Fees for arrests, 23. *H.* 6. 10.	Forfeit fourtie pound, and treble dammages.
190 Fees to return addition of jurours.	Five marks to the King, and five to the partie.
191 Gaolers denying to receive prisoners, 4. *E.* 3.	Ten pound fine.
192 Coroner refusing to do his office.	Fourtie shillings.
193 Excesse of fees, 3. *H.* 7. 1.	
194 Clerk of the market taking fees to dispense with faults.	Fourtie pound, ten pound, twentie pound.

195 Con-

195

Conſtables and Church-wardens not preſenting Recuſants, 1. *Jac.* 4.

Forfeit fourty ſhillings.

196

Informers, compounding offences without leave, 18. *Eliſ.* 5. 27. *Eliſ.* 10.

Ten pound and pillory.

197

Not purſuing huy and cry, 3. *E.* 1. 9. *Weſtm. & Wincheſt.* 3.

Fine.

198

Negligent eſcapes of felons, 1. *R.* 3. 3.

Fine.

199

Jurours taking money to preſent.

Impriſonment and ranſome.

200

Liveries, 1. *H.* 4 7. *H.* 4. 22. 8. *E.* 4. 2.

Impriſonment, fine, &c. five pound

201 Affir-

	to the informer.
201	
Affirming not eating of flesh is necessary unto salvation, 5. *Elis.* 5.	Imprisonment.
202	
Killing Calves, *&c.* under two years of age, 24. *H.* 8. 9. 1. *Jac.* 22.	Six shillings eight pence.
203	
Transporting of sheep, 8. *Elis.* 3.	Lose his goo and left hand.
204	
Inne-keepers, *&c.* selling flesh in Lent, or upon fish-dayes, 5. *Elis.* 5.	Five pound, imprisonment t dayes.
If any eat flesh, 27. *Elis.* 11. 1. *Jac.* 29. 2. *&.* 6. 19. 33. *Elis.* 7.	Twentie shilling or imprisonment o moneth.
205	
Pewterers selling	bra

braſſe or pewter out of Fairs Markets or Shops into any private houſe, 19. *H.*7. 6. 4. *H.*8. 7.

206

If one deliver goods to another to keep, and after the owner takes them away felonioufly, to the intent to recover dammages by detinue, *Poulton, fol.* 126. §. 10. 5. *H.*7. 18. 13 *E.*4. 10.

Felony.

207

Such Innes as have been erected ſince the making of Statute 5. *E.* 6.23. ought to have licence, and be bound with ſureties as Ale-houſe-keepers, *Dalt.*26.*Crompt.* 77.

208

Common Innes are for travellers, and not for neighbours; (the Latine word *diverſorium, quaſi ſe divertens à via*, implying ſo much) and therefore if a neighbour, which is no traveller, at the requeſt of an hoſtler lodge there, and his goods be ſtollen, he ſhall not have an action, *&c.* for the writ is, *ad hoſpitandum homines tranſeuntes*, &c. *Co. lib.* 8. *fol.* 32. *in Catey's caſe.*

209

If an hoſtler refuſe a gueſt if he may conveniently lodge him, and his houſe be not full, the gueſt may have an action upon the caſe for refuſall, *Dyer*, 158. or he may compell him to lodge him, 5. *E.* 4.2. And yet it ſeemeth that any Inne-keeper may refuſe to lodge any one after nine of the clock at night, *Statute wincheſt. Anno* 13. *E.* 1.

210

If a man come into a Tavern, and will not depart

depart thence ag ain in reaſonable time, being required, he doth wrong to the partie, 9. *E.* 4. 3

211

If an Inne-keeper ſuffer any not being travellers to be uſually tipling in his houſe, ſuch an Inne-keeper may be accounted an Alehouſe-keeper, and may be bound and committed as an Alehouſe-keeper, *Dalt.* 266

212

Common hunters of Alehouſes Innes or Taverns may be bound to the good behaviour, eſpecially if they have not whereon to live, *Dalton*, 161. *Stat.* 18. *E.* 6. 2.

213

The trade of Brewer is an Art or Miſtery, *Co. lib.* 8. 129. and none may brew without a licence, or who hath been prentice, *Schoil's caſe.*

214

Sheriffs, Bailiffs, Eſcheatours, Coroners, and their miniſters are bound to ſerve all precepts to them directed from Juſtices of the peace without fees, *Stat.* 1. *H.* 4. 11. *Fitz. Juſt. fol.* 17. b. *weſtm.* 127. *Stat.* 23. *H.* 6. 10. alloweth the Sheriff twenty pence, the Bailiff for the arreſt foure pence,

and foure pence for a bail-bond.

215

But that Statute giveth no new fees to the Sheriffs, but doth curb him that he do not take exceſſively, where a fee by preſcription may be challenged; but he cannot preſcribe becauſe his office is annuall, and no office of Inheritance, *See* 42. *E.* 3. *fol.* 4. *Brook, title Fees,* 18.

216

A Juſtice of peace was created ſince the time of memory, and therefore he cannot preſcribe for that office, *See* 34. *H.* 6. *fol.* 36, *Brooks Preſcription,* 36.

217

If any man ſhall contract Matrimony with a woman under ſixteen years without conſent of her Parents or Guardians, fine and impriſonment, *Stat.* 4. *&* 5. *Ph. & Mar.*

218

If any man which is not able or ſufficient to keep a ſervant ſhall retain a ſervant, ſuch a retainer is void, *Dalton, pag.* 63. *Fitz. N.B.* 168. b.

219 Retain-

219

Retaining of a ſervant without expreſſing what term, ſhall be for a yeare, 5. *Eliſ.* 4. *Dalton*, 64.

220

If a ſervant refuſe to do his ſervice, this is a departure in law, although he continue ſtill with his maſter, 3. *H.* 6. *fol.* 37. *Dalton*, 64. 5. *Eliſ.* 4. two Juſtices of peace may commit him.

221

If the Maſter ſhall detain from his ſervant his wages, meat or drink, this is a good cauſe of departing. *Fitz. N. B.* 168. *Dalton*, 64.

222

If any retain a ſervant for fourtie dayes, and another retain him for a yeare, the firſt Covenant is void, becauſe it is not according to the Statute, *Fitz. N.B.* 169. *Crompton*, 121. b.

223

A woman retained in ſervice doth marry, yet ſhe muſt ſerve out her covenant, *Crompton*, 121. *Fitz. N.B.* 169.

224

Every perſon which hath not ſufficient lands to occupy or live upon, or no other Art, is compellable to ſerve, *Fitz. N.B.* 168. *Dalton*, 63. for the law abhorreth idleneſſe.

225.

Every Juſtice of peace may command vagrant perſons to priſon if they will not ſerve, *Dalton*, 63. *Fitz. N.B.* 168. b. And this is by the Common law, which the Statute doth not reſtrain.

226

No ſervant may depart from his Maſter, unleſſe for ſome cauſe allowed before a Juſtice of peace, or that he give quarters warning before two witneſſes; if he do, then two Juſtices may commit him untill he ſhall ſerve his Maſter again, 5. *Eliſ.* 4.

227,

And if he be legally freed from his Maſter, yet he cannot depart out of that pariſh to live as a ſervant in another, unleſſe he have a teſtimoniall, declaring his lawfull departure, 5. *Eliſ.* 4.

228

Nor can he be retained by any other under five pound by the retainer, and the ſervant to be impriſoned untill he procure a teſtimoniall of his lawfull departure out of that pariſh, which if he cannot do within twelve dayes, he is to be puniſhed as a vagrant, 5. *Eliſ.* 4. and the retaining is void.

229

An Apprentice to be bound by virtue of Statute, 5. *Eliſ.* 4. muſt be above the age of ten years and under eighteen. But it ſeemeth by Statute, 43. *Eliſ.* 2. that Overſeers may bind out to be apprentices any which are burthenſome to their parents though within the age of ten years, if their parents be not able to maintain them.

230

An Apprentice cannot be diſcharged by his Maſter, except by writing, *Dalton*, nor bound without deeds; but it ſeemeth by Statute, 21. *Jac.* 31. that any man may aſſigne over his Apprentice unto another.

231

An Infant, or *feme Covert* may commit a force, and may be fined: but it ſeemeth

that ſuch fine ſet upon the wife ſhall not be levied upon the husband, *Dalton*, 171. *Cok. lib.* 11. *fol.* 61.

232

A Juſtice of peace may commit and fine ſuch as he ſhall find making any force, *Dalton*, 41, 42. but he cannot in any caſe make reſtitution without an inquiry by a Jury, *Dalton*, 42, 44, 45.

233

He may take away their weapons, harneſſe and armour, and preſently cauſe them to be priſed, and after to be anſwered to the King as forfeited, or to the value of them, *Dalton*, 42.

234

But if ſuch offenders, being in the houſe at the coming of the Juſtices, ſhall make no reſiſtance, nor make ſhew of any force, then the Juſtice cannot arreſt or remove them, except in the inquiry a force be found, *Dalton*, 42.

235

The Juſtice ought to make a Record of the force by him viewed, which ſhall be a ſufficient conviction of the offenders; and the parties

arties ſhall not be allowed to traverſe it. nd then alſo he muſt fine, and that ſeve- lly, not joyntly; and after eſtreat the me, or elſe certifie the Record into the ſſions, and there the offenders may be ned; or into the Kings Bench, which is ſt of all out of that Court, *Dalton*, 42, 43.

236

If upon the inqueſt ſuch forcible holding e found, then the Juſtice ſhall reſtore the oſſeſſion of the party outed (but the put- ng out muſt of neceſſitie be found, and by xpreſſe words) or elſe he may make his recept to the Sheriff to do it, or certifie the dictment into the Kings Bench, and leave to be awarded out of that Court, *Dal- n*, 44, 45.

237

A Juſtice may make reſtitution notwith- anding any offer of traverſe; but yet upon averſe tendred, the ſafeſt way for him emeth to be to deliver or to certifie the eſentment in the Kings Bench, and fore- r the further proceeding therein, *Dalton*, 5. *See Stat.* 21. *Jac.*

238

Upon payment of the ſaid fine to the Ju- ſtices,

ſtices, or upon ſuretie found by Recogn
zance for payment thereof, the Juſtice m
deliver the offenders out of priſon agai
Dalton, 45. *Lamb.* 159. But it is better
fer it to the Seſſions again.

239

Though the Juſtice of peace ought
commit, and may fine all ſuch as he ſhall
continuing the force at his coming to t
place, (yet upon force found by inqui
onely, and not viewed or ſeen by the J
ſtice) and although the preſentment of t
Jury be a conviction of the offenders, yet
ſeemeth the Juſtice may neither fine, n
ſend to the gaol the ſaid offenders by St
tute, 8. *H.* 6. which appointeth the inquir
for the Juſtice hath power by the ſaid St
tute onely to make reſtitution, *Dalton*, 4
Lamb. 158.

240

If divers come with weapons not uſuall
born by them to an houſe that is open, or t
a ground, and there ſhall enter peaceabl
without any diſturbance, yet this is a fo
cible entry : for it ſhall be intended th
they would have uſed force if they had bee
reſiſted, *Dalton*, 167. *Lamb.* 143.

241 T

241

To enter a houſe, the doore being latched, peaceably, is no force, *Dalt.* 169. *Lamb.* 143.

242

In caſe of forcible Entries, Riots, *&c.* the offence being found upon inquiry, the Juſtices, before whom it is found, have authoritie to make proceſſe againſt the offenders under their own *teſte*, and to commit the offenders, untill they have paid the fine, or given ſuretie for it, and to deliver them upon payment of it; and thoſe Juſtices may receive the traverſe of the parties, *Dalton*, 127. But whether theſe may try the traverſe out of the Seſſions, it is doubtfull, *Dalton*, 166.

243

One may commit a force, *Dalton*, 166. *Lamb.* 143. *Omnes illos dicimus Armatos, qui habent quocum nocere poſſunt*, Lamb. 104.

244

A forcible Entry cannot be judged againſt a man without an actuall Entry be alſo made by him, *Dalton*, 167. *Lamb.* 141.

245 If

245

If a man have a Rent or Common in Lands, and he is ſo forcibly reſiſted by the Tenant, that he dare neither diſtrain for the one, nor uſe the benefit of the other; this is a holding with force, puniſhable by this Statute, *Lamb.* 146. But this muſt be underſtood of the forcible detaining of the poſſeſſion it ſelf, and not of the perſon, for that is a falſe impriſonment.

246

Every force puniſhable by Juſtices of peace muſt be, either *Manu forti*, or, *cum multitudine; manu forti, viz.* with apparant violence in deed or word offered to the perſon of another, or threatning ſpeeches, or actuall violence, or elſe that they be furniſhed with offenſive weapons by them not uſually worn, *ſee Dalton*, 166.

247

Any private man may arreſt a Felon, and commit him to the common gaol, 20. *E.* 4. 6. *fol.* 6. *Sat.* 3. *H.* 7. *cap.* 3.

248

If a Juſtice of peace heare of any Rioters, he may either alone or with his ſervants go to

the place, and ſuch as he finds riotouſly ſembled and armed, he may arreſt to find retie for their good abearing, and may mmit them to priſon if they refuſe to give , and take their weapons from them, *amb.* 180.

249

If any Riot, aſſembly, or rout of people, be ade againſt the law, the Juſtices of peace, ree or two of them at leaſt, dwelling moſt gh to the place, and the Sheriff or under eriff of the County, ſhall come with the wer of the Countie if need be, and ſhall reſt them: and they have power to record at which they ſhall find ſo done in their eſence againſt the law, *Stat.* 13. *H.* 4. 7. nd by that Record ſuch offenders ſhall be mmitted in manner and form as is con- ined in the Statute for Entries, *viz.* 15. . 2. 2.

250

And if ſuch treſpaſſour be departed from ence before their coming, then thoſe Ju- ices, three or two of them, ſhall diligently nquire within a moneth after of ſuch Riot, nd thereof ſhall heare and determine ac- ording to the law of the land. And if the uth may not be found upon inquiry, they

are

are to certifie the ſame within a moneth, up- on pain of a hundred pound, *Stat.* 13. *H.* 4. *cap.* 7.

251

All the Kings people which are able, ſhall be aſſiſtant to the Juſtices and the Sheriffs being reaſonably warned, upon pain of im- priſonment and fine, 2. *H.* 5.8.

252

Rioters muſt be arreſted while the riot is in committing, or preſently after: for the Juſtices can make no proceſſe upon their Re- cord, if the Rioters eſcape; but muſt ſend their Record into the Kings Bench, that proceſſe may be there made upon it, *Poul. fol.* 29 §. 29.

253

If they ſee the Riot, and the Rioters eſcape, they muſt record it; but they cannot make proceſſe upon their Record, neither ought the Record to be kept amongſt the Records of the peace, but ſent into the Kings Bench, that proceſſe may be there made, *Lamb.* 235.

254

If the Juſtices, Sheriff, *&c.* do not go to

e the Riot, yet may the Justices inquire of within a moneth; and they all are to make ertificat within a moneth after, *Lamb.* 237.

255

If two Justices and the Sheriff go to see a Riot, and other two Justices make inquiry, ow the one or the other sort of them with he Sheriff or under Sheriff may certifie the me, *Lamb.* 237.

256

If the inquiry be within the moneth, and he Justices do give day to the Jury to yield heir verdict after the moneth, that is good nough, *Lamb.* 237. The Justices in such case must send for the Sheriff.

Certain

Certain Resolutions delivered by the Judges upon the Statute concerning the Poore and Rogues.

A Rogue affirmeth he was born in such a Town, in such a County, then he ought to be sent thither; and if he were not born there, he is said to be an Incorrigible Rogue, and is to be sent thence to the house of Correction; and if there be not a house of Correction in those parts, to the Goal, untill the next Sessions, there to be dealt withall according to the Statute.

The same course is to be taken if it doth not appear where he was born, or if he unruly affirm that he was last dwelling in such a Town by the space of a yeare, and was not.

If the husband and wife have a house, and the husband and wife do rogue abroad, they ought to be sent to that Town where that house is: and so of an inmate. *Quære*, for Inmates in some cases are against the Law: I think an Inmate by the

appointment of the Juſtices, 43. *Eliſ.*

The wife and children under ſeven years of age, being vagrant, muſt go and be placed with the husband: if the husband be dead, then the wife where ſhe was born and dwelt, and the vagrant children above ſeven years of age muſt be ſent to the place of their birth. And if the vagrant parents with their children under ſeven years of age be placed at the place of the birth of the parents, or at the place of their laſt dwelling (as the caſe ſhall fall out) if afterwards the parents or either of them die or run away, yet the children once ſettled muſt remain there ſtill, and may not be ſent to the place of their birth, though afterwards they grow above the age of ſeven years.

The wife being a vagrant Rogue ought to be ſent to the husband, yea though he be but a ſervant in another town.

The Rogue whoſe place of birth or dwelling cannot be known, and hath wife, and children under ſeven years of age; they muſt go with the husband to the place where they were laſt wilfully ſuffered to paſſe without puniſhment, where the children muſt be relieved by the work of their Parents, though the Parents be committed to the houſe of correction.

If any not being Rogues ſh ll travel with their

their children through a town, and their father or mother die or runne away, the town where they die is not bound to keep them, nor to ſend them away, but onely in charitie, except they become wandering Rogues.

If the Parents be able to work, and may have work, they are to find their children by their labours, and not the Pariſh: But if they be overburdened with children, it ſhall be a good way to procure ſome of them to be bound out apprentices.

None is to be put out of the town where he dwelleth, or ſent to the place of birth or laſt dwelling, but onely a vagrant Rogue. Such are not to be found by the town except they be impotent, but ought to ſet themſelves on work if they be able and can get work; if they cannot, then the Overſeers muſt ſet them to work. And ſo of them which have or ſhall have houſes when their eſtates be expired; and ſervants, whoſe time of ſervice is expired, though they cannot get houſes, yet they muſt provide themſelves of houſes if they be not impotent.

Such perſons as be of any pariſh, and have able bodies to work, and be no wanderers abroad out of the pariſh, though they refuſe to work at ſuch rates as are taxed or commonly given in thoſe parts, are not to be

ſent to the place of their birth or laſt dwelling by the ſpace of a yeare, but to the houſe of Correction.

But if they have any lawfull means to live by, though they be of able bodies, and refuſe to work, yet they are not to be ſent to the houſe of Correction.

Such as will remove or put out of their pariſh thoſe that are not to be put out, do againſt the Statute of the poore, and are finable, 39. *Eliſ.* 4.

If any be ſent to the town where he ought to be ſent, and is refuſed, being a ſturdy and impudent Rogue, the parties refuſing and the parties refuſed is to be offered to the Church-wardens and Overſeers.

To ſend Rogues by a generall paſſe without conveying them from pariſh to pariſh, is a let to the conveying of Rogues, and ſo a forfeiture of five pound, and to go with ſuch a paſſe, is but ſtill to continue a Rogue to be puniſhed by whipping.

An Abstract of all the Statutes in force against Recusants.

THe Statutes against Recusants are 1. Generall. 2. Speciall.

1. Touching their Confining.
2. Their Discovery.
3. Their Prevention.

Statute 1. *&.* 6. 12. If any by expresse words or saying shall affirm that the King is not, nor ought not to be Supreme head on earth of the Church of England, or that the Bishop of Rome or any other, by the Lawes of God ought to be.

For the first offence he looseth all his goods and chattels, and to be imprisoned at the Kings pleasure; if it be affirmed by writing, deed of Act, it is high Treason.

For words none to be impeached, unlesse he be questioned within thirty dayes, if the accusers be within the Realm; if they be not, he may be questioned within six moneths.

Secondly, *Stat.* 1, *Eliſ.* 1. Any man which is promoted to any Spirituall or Temporall Office, other then Offices of Inheritance, and refuſeth to take the oath of Supremacy, is not to have the ſame Office within the Realm.

If any by preaching, words or acts, or printing, ſhall adviſedly uphold, maintain or defend the Eccleſiaſticall Juriſdiction of any Prince, Prelate or Potentate, heretofore claimed within this Realm, he forfeiteth all his goods and chattels, and if he be not worth twenty pound, he ſhall beſides be impriſoned one yeare without bail.

Thirdly, *Stat.* 5. *Eliſ.* 1. If any perſon ſhall by writing, printing or teaching, deed or act, adviſedly extoll, maintain or defend, the juriſdiction or power of the Biſhop of Rome, or of his Sea, heretofore claimed within this Realm; then every ſuch perſon indicted, or preſented within a yeare after, ſhall incurre a Premunire.

School-maſters, Sheriffs, *&c.* and all other perſons which ſhall be admitted to any Miniſtery or Office, belonging to the Common or any other Law uſed within this Realm; and all other Officers to any other Court whatſoever, ſhall before he take

take ſuch vocation, take his corporall oath upon the holy Evangeliſts, before he ſhall be admitted to exerciſe any ſuch vocation or ſervice, and that in the open Court, whereunto he ſhall ſerve and belong: and before ſuch perſons ſhall have authoritie by common uſe to admit him to any ſuch vocation or ſervice, and that in the open Court, *viz.* firſt, the oath of Supremacy, 1. *Eliſ.* which if he refuſe and be preſented within one yeare, he is within a Premunire: And if any refuſe, it muſt be certified into the Kings Bench within fourtie dayes upon pain of a hundred pound.

This Act muſt be publiſhed by the Clerk of the Peace at every quarter Seſſions.

1. *Touching Confining.*

1. *Stat.* 5. *Eliſ.* 2.

EVery Popiſh Recuſant, above ſixteen years of age, ſhall within fourty dayes after his conviction repair to his dwelling-houſe, and ſhall not remove five miles from thence upon pain of forfeiture of his goods and land for life: and if he have no place of abode to the place of his birth, or place where his father or mother be living, upon like pain: And if he be a Coppyholder, he forfeiteth his Coppyhold to his Lord he being no Recuſant. And after his coming thither, he muſt ſignifie ſo much to the Miniſter, who with the Conſtable is to Record the ſame, and certifie it to the next Seſſions to be entred by the Clerk of the peace: If ſuch Recuſant have leſſe then twenty marks by the yeare, or be not worth fourty pound in goods, and ſhall not repair to the place of his dwelling, or birth, or ſhall not ſignifie his coming to the Miniſter and Conſtable, or ſhall paſſe above five miles from his dwelling, and ſhall not within three moneths after his apprehenſion confine himſelf, and make ſubmiſſion being required by the Biſhop, or

or any Juſtice of peace, or the Miniſter of the Pariſh, then two Juſtices of the peace or Coroner may inquire him to abjure the Realm: And the Juſtices of peace muſt certifie the abjuration at the next Aſſiſes.

If any perſon ſuſpected to be a Jeſuite, or Seminary, being examined by any perſon having authority in that behalf, ſhall refuſe to anſwer directly whether he be a Jeſuite, Seminary, or Maſſe-Prieſt, he ſhall be committed untill he ſhall anſwer directly.

If any perſon ſhall make publick ſubmiſſion in the Church, according to the form ſet down in this Act, then he ſhall be free; which ſubmiſſion the Miniſter muſt Record, and within ten dayes certifie the Biſhop thereof.

T. 1. *Jac.* 4. A conformed Recuſant muſt take the oath of Supremacy, before the Archbiſhop or Biſhop of the Dioceſe; where there is any forfeiture of two parts of any Recuſants lands, that is to go in ſatisfaction of twenty pound a moneth.

If any perſon ſhall go or ſend his child to be inſtructed in any Colledge of Jeſuites or Popiſh order, to be inſtructed in the Popiſh Religion, he ſhall forfeit a hundred pound,

and

and the partie sent disabled to inherit, purchase, or to be capable of goods by Legacy &c. untill he conform.

If any be permitted to passe the Seas, the Officers of the Ports forfeit their Office and all their goods, the Owner forfeiteth the Ship and all her tackling, and the Master his goods, and be imprisoned twelve moneths without bail.

If any keep a School, except a publick School, or in some Gentlemans house who is no Recusant, or licenced by the Bishop, both the School-masters, and he that shall retain him, shall loose each of them fourty shillings monethly.

2. *Of Discovery.*

1. *Stat.* 3. *Jac.* 3.

EVery convicted Recusant, which shall after conform and come to the Church, shall once every yeare at the least receive the Sacrament, upon pain of twentie pound the first yeare, fourty pound the second yeare, and sixtie pound every yeare following: The Church-wardens and Constables shall once every yeare present the monethly absence from Church of Popish Recusants, and the names of their Children above nine years

years of age; and the names of their ſervants upon pain of twenty ſhillings, and upon their indictments, they are to have fourty ſhillings for every one thereupon indicted, *&c.*

Juſtices of peace may heare and determine all cauſes for not coming to Church, or not receiving the Sacrament: And alſo to make proclamation that ſuch yield their bodies to the Sheriff, *&c.* And if they do not thereupon make their apparance of Record, it is a conviction: the King may refuſe twenty pound a moneth, and take two parts of their lands.

Two Juſtices of peace (*Quorum-unus*) may out of the Seſſions require any convicted or indited Recuſants under the Nobility, or which ſhall not have received the Sacrament twice the yeare paſt, or any perſon unknown paſſing through the Countrey, that being examined upon oath ſhall not deny himſelf to be a Recuſant, or that hath not received the Sacrament twice the yeare paſt, to take the oath of Allegiance, and to certifie the ſame at the next Seſſions ſubſcribed by the parties to be recorded by the Clerk of the peace; and if any refuſe to take the ſaid oath ſo tendred, he is to be committed by thoſe two Juſtices without bail, untill the Aſſiſes or Seſſions; and if he

he there alſo refuſe to take it, he is in a premunire, except women who are to be committed untill they take it; and the party which taketh the oath muſt thereunto ſubſcribe his name.

No Indictment can be traverſable, but onely to the point of non-coming to Church, except the partie conform and receive the Sacrament, then he may traverſe it.

Every perſon which ſhall keep in his houſe any ſervant, ſojourner or ſtranger, which ſhall forbear to go to Church by the ſpace of a moneth, ſhall forfeit ten pound monethly: And every perſon which ſhall keep in his ſervice Fee or Livery, thoſe that ſhall not repair to any Church monethly, ſhall forfeit ten pound monethly. Juſtices of peace may heare and determine all offences againſt this act, except treaſon.

3. *Of*

3. *Of Prevention.*

1. *Stat. 7. Jac. 5.*

WHoſoever ſhall diſcover to any Juſtice of peace any which ſhall relieve or retain any Jeſuite or Popiſh Prieſt, or any Maſſe to have been ſaid, ſhall be freed of the penalties and have the third part of the forfeit if it be under one hundred and fifty pound.

No Popiſh Recuſant convict ſhall come to the Court, upon pain of one hundred pound.

And all convicted Recuſants which ſhall forbear to come to the Church by the ſpace of two moneths, ſhall within ten dayes after Indictment depart from London, and ten miles compaſſe thereof, and deliver up their names to the Lord Major, *&c.* or next Juſtice of peace, if it be without the liberty of the Citie upon pain of a hundred pound, except ſuch as have no dwellings.

Three of the Counſel may licence generally and upon occaſion of buſineſſe foure Juſtices next adjoyning with the aſſent of the Biſhop in writing, or of the Lieutenant, or any deputy Lieutenant under their hands and ſeals, but in ſuch licences the

the cauſe and time how long he is to have to travel muſt be expreſſed, the party licenſed having firſt taken his corporall oath that he hath truly informed them of his buſineſſe, and that he will not make any cauſeleſſe ſtayes; and every licence in any other manner is void.

No convict Recuſant ſhall practice Law, Phyſick, *&c.* or ſhall bear Office, but be diſabled and forfeit a hundred pound: And he that hath a Popiſh wife Recuſant convict, ſhall not bear office, except he and his Children above tenne years of age, come to the Church, and receive the Sacrament.

Every Popiſh feme covert (her husband notwithſtanding firſt convict) which ſhall not conform her ſelf, but ſhall forbear to repair to ſome Church to heare divine Service, and within the yeare receive the Sacrament before the death of her husband, ſhall loſe two parts of her dower, and is diſabled to be Executrix, and to have any part of her husbands goods.

A convict Recuſant is diſabled as an excommunicate perſon, untill he or ſhe conform, come to the Church, and take the oath of Allegiance.

Every Recuſant convict, which ſhall be married out of any Church, and not according

cording to the law by a lawfull Miniſter, ſhall not be tenant by the courteſie, and a woman ſhall not have a Dower or Jointure, or Widows eſtate, *&c.* And if any man marry ſuch a woman as ſhall have no land, *ut ſuprá*, he forfeit one hundred pound.

If any Popiſh Recuſant not excommunicate be buried otherwiſe then according to the Law, his Executours forfeiteth twenty pound.

A convict Recuſant cannot preſent to any Benefice, nor have wardſhip of Children.

None to ſell Popiſh books, upon pain of fourty ſhillings for every book.

If any married woman convict, ſhall not within three moneths conform, come to the Church, and receive the Sacrament, ſhe ſhall be committed to priſon by two Juſtices, *quorum unus*, untill ſhe conform and receive the Sacrament, unleſſe her husband will pay tenne pound a moneth, or the third part of his lands at his election, for ſo long time as ſhe is out of priſon.

Directions

Directions to know these marks following:

⚹ This noteth the Act expired.

8 The Act is upon continuance

— The Act is punishable in Sessions.

Persons not bailable by Statutes.

1

Such as are outlawed.

2

Such as have abjured the Realm.

3

Approvers.

4

Such as are taken with the manner.

5

Such as break any prison.

6

A thief openly known or defamed.

7.

Such as are appealed by approvers being living.

8

House-burners.

9

For false money.

10

Counterfeiters of the Kings seal.

11

Excommunicate persons.

12

For manifest offences.

13

For treason.

14

For murder.

15

Such as are committed by the Kings command, or the Justices of the Forrest, *westm.* 2. 15. *Anno* 3. *E.* 1.

16

Convicted for giving Liveries.

17

Abusing Licence to transport victuals, 1. & 2. *Ph.* & *Mar.* 2.

18

For forestalling,

19

Musters, 4. & 5. *P.* & *M.* 3.

20

Unlawfull games, 31. *H.* 8. 9.

21

Servants refusing to serve, 5. *Elis.* 4.

22

Alehouse-keeping without licence. 5. *E.* 6. 25.

23

Refusing to obey orders for bastards, 18. *Elis.* 3.

24

Propheſies, 5. *Elis.* 15.

25

For witchcraft, 1. *Jac.* 12.

26 Perjury,

26

Perjury, 5. *Eliſ.* 14.

27

Common prayers, 1. *Eliſ* 2.

28

Schoolmaſters, 23. *Eliſ.* 1.

29

Diſturbers of Preachers, 1. *Ma.* 3.

30

Tithes, 27. *H.* 8. 10, 22. *H.* 8. 7.

31

Souldiers ſelling harneſſe, 2. *E.* 6. 2.

32

Collectours for bridges, 22. *H.* 8. 5.

33

Aliens conveying long bows, 33. *H.* 8. 9.

34

Tranſporters of ſheep, 8. *Eliſ.* 3.

35

Taking of Deer, Fiſh or Hawks, 5. *Eliſ.* 21.

36

Eating of fleſh, 5. *Eliſ.* 5.

37

Falſe weights, 9. *H.* 5. 8.

38

Rebellious aſſemblies, 1. *Ma.* 12.

39

Great Rioters, 2. *H.* 5. 8.

40

Collectours for

Goal-money, 23. *H.*8.2.

41

Touching Recusants, 35. *Elis.*2.

42

Forcible holding, 25. *R.*2. 2.

43

Purveyers, 13. *Elis.* 21.

44

Carrying of Corn, 1. & 2. *Ph.* & *Mar.*

45

Refusing to contribute to the poore, or account, 43. *Elis.* 11.

46

Touching Logwood, 39. *Elis.* 11.

47

Restraint of malting.

48

Destroying Pheasants or Hares, 1. *Jac.* 27. 49.

49

Refusers to pay tax for the plague, 1. *Jac.* 31.

50

Refusing the oath of Allegiance, 3. *Jac.* 4. 7. *Jac.*6.

51

Recusant refusing to declare what armour he hath, or disturbing the delivery thereof, 3. *Jac.* 5.

52

Unlawfull hunting in inclosed grounds, 3. *Jac.* 13.

Hawking, and destroying

stroying of Partridges, 7. *Jac.* 11.

53

For robbery, or main, *P.* 6. *H.* 7. *fol.* 1. *Broo. Mainprize*, 67.

54

He that confesseth whereof he accused, *Crompt.* 101. *B. Lamb.* 347.

55

He that confesseth Man-slaughter, or is taken with the manner, *Dalton*, 272.

56

For Burglary, *Dalton*, 274.

Note a man may be bound to the peace for slanders, *Poulton, de pace, fol.* & *Fitz. Just. fol.* 11. for such a writ is *Contra pacem*,

The Table.

A

Abjure, 19. 20, 152
Abſolve, 147. 175
Agnus Dei, 17
Allegiance, 91. 92, 95, 97
Amercements, 36. 57. 128
Armour, 27. 32. 141. 231. 259
Artificers, 45. 109. 111.
Apprentices, 44. 47. 136. 227. 228
Anſwer directly, 25. 96.
Alehouſe-keepers, 1: 2, 3, 4. 245
Arreſts, 189. 232. 245
Aſſaults, 112. 257
Aſſeſſements, 119. 133

B

Badgers, 138
Bail. 70. 123. 124
Bath and Buxton, 103
Bailiff, 35. 36. 57. 132. 214
Baſtards, 101. 102
Baptized.
Brewer, 213
Beads, 17
Burglary, 168
Biſhop of Rome, 95

The Table.

Blockwood.
Books, 93. 128. 173
Bridewell, 101. 102
Bulls, 155
Bridges, 140
Buggerie, 150 154
Booth, 167
Burning of houses, 168
Brasse, 205
Buriall.
Breakers of the peace, 257
Breach of prison, 160

C

Canon.
Captains, 97
Castles, 97
Certificat, 14. 34. 51. 66. 93. 97. 114. 136. 225. 233. 248. 252. 253
Church, 14. 24. 31. 91. 182
Cloth, 76. 30. 77, 78, 79. 86
Constable, 30. 45. 57. 58. 62. 132, 133. 195
Conies, 37. 87
Conform.
Calves, 202
Court.
Confinements, 255
Coroner, 192. 214
Controulers:
Counterfeits, 158
Colledges.

The Table.

Compositions, 196
Crucifixes, 93
Conviction, 233, 237
Crosses, 17
Cattel, 138
Crosbows, 37. 50
Customers, 66, 67
Corn, 138
Cursing, 21
Commitment, 60
Cottager, 53
Conjuring, 150
Clark, 194
Cutting of purses, 168

D

Deer, 37. 87. 135
Discovery, 79. 80. 255
Disabled, 178
Dyers, 6.
Dogs, 37. 49, 84, 85
Dower.
Drunkards, 4
Ducks.
Drovers, 138
Ditch, 54
Deeds, 65
Delivery out of prison, 236

E

Eggs, 84. 142
Entrie with force vide *Forcible Entries.*
Estreats.

Effreats, 50. 57. 228. 233
Examinations, 48. 68. 69. 80. 91. 96
Executrix.
Eſcheaters, 188. 214
Excommunicate.
Extortion, 188. 214
Egyptians, 158
Eſcapes, 160. 198. 250. 251
Enemies, 260

F

Forein power, 147
Fairs, 31
Falſe tokens.
Ferrets, 37. 87
Fees, 65. 189, 190. 193. 214. 215.
Fiſh, 41. 42
Fine, 229. 230
Fiſhermen, 120
Fleſh, 6. 201. 204
Forcible Entrie, 7. 229, 230. 238, 239, 240, 241, 242, 243, 244
Felony, 69. 70. 123. 198. 206. 245. 258
Fry of fiſh, 41
Foreſtalling, 145

G

Games, 10. 12
Greyhounds, 84
Gunnes, 37. 50. 87
Gold, 153
Gaoles, 162. 191

Gaol, 192
Gueſt, 209

H

Hayes, 87
Hawkeſmeat, 37
Hares, 84. 135. 143
Harneſſe, 31. 231
Hawking.
Harveſt-work, 45, 46
Hedgebreakers.
Hawkes, 142. 185
Herrings.
Hunting, 187
Highwayes, 51. 52, 54, 56, 57
Hoſpitals, 125
Horſes ſtollen, 32. 33
Huy and Cry, 22. 197
Hedge, 54
Hides, 146
Husband, 166

I

Jeſuites, 18. 23. 25. 96. 151. 152
Inrollments.
Informers, 196
Innes, 207. 208
Juſtice, 216. 249. 252, 253
Juries, 128. 190. 199. 237 254
Innekeepers, vide Alehouſe-keepers, 109. 204. 211
Infant, 165. 229

The Table.

L

Labourers, 53.75.111.114.
Lent, 204
Livery, 200
Licences, 46.103.139.138.207.213
Logwood, 68. 130
Lords day, 13
Letters, 131

M

Masse, 26. 176
Mault, 67.73.82
Markets, 31.146.194
Menacers, 257
Mariners, 61. 120. 126. 155.159
Measures, 88.
Manslaughter, 69. 123
Masons, 154
Money, 171. 119. 199
Misprision, 175

N

Nets, 37.41.42. 49.85.87
News, 71. 134

O

Oath, 129. 148. 174
Of Allegiance.
Of Supremacy, 129. 174. 255
Oath ex officio.
Officers, 106. 116
Overseers, 39.59.78.79.80.99.104.228
Obedience 147

The Table.

P

Partridges, 47.48,83,84.135
Paſſes, vide Licences.
Pigeons.
Pictures, 17
Plague, 115, 117. 157
Plaints, 34
Pewterers, 205
Preſcription, 215
Priſon, 236
Playes, 10, 11
Poore, 59. 98.103
Preachers, 16.90.179
Priſoners, 191
Purſes, 168
Premunire, 17.174.256
Prayers, 181
Prieſts, 18.23.25.96.255.256
Proclamation.
Perjury, 178
Prevention, 255
Propheſies, 72. 177
Purſenets, vide Nets.
Printing.
Purveyers, 161.184
Preſentations, 195.199.237.235
Pheaſants, 47,48,49. 83,84.135
Ponds, 142
Parks, 142. 187
Preſſing, 120.259.

R

Rates, 117.160.109
Reliques, 93
Recuſants, 20.93,94.139.195
Reſcues, 90.160
Rent, 143
Reconciled, 147,155
Rivers.
Robbery, 38.119.167.183
Rape, 166
Rome, 95
Rogues, 58.75.100.103.105,106,107,108.
133.259
Runaway, 100
Rioters, 121.240.246.247,248.250,251,
252,253
Reſtitution of poſſeſſions, 8.220.234,235.
237

S

Sacrament, 137.180.181
Schoolmaſters.
Sectaries, 19.152
Servants, 43.47.68.74.109.110.112.186.
218.220.221,222.226
Salmons, 40
Supremacie, 129.255.174
Servants or Recuſants.
Serve, 224
Seminaries, 151
Sheriffes, 9.34,35.214.215.247.249.
252,253.

The Table.

Sheriffes plaints, 34
Sidemen.
Souldiers, 32.61.63.64.126.155-159.173
Sunday, 15
Strangers 260
Slander.
Sojourner.
Sheep, 156. 203
Stollen horses, 33.
Submission of priests, 95
Subsidies, 122
Suspects.
Subscription.
Swearing, 21
Surveyer of wayes, 51.55. 56
Setting-dogs, vide *Dogs.*
Silver, 153
Sewers, 161

T

Taverns, vide *Alehouse-keepers*, 210
Taxes, 62.64. 115.122. 126.140
Tenters for Cloth, 30
Tents, 167
Testimonials, 43.61.109.226
Tiplers, 5.211. 212
Tongues, 163
Transportation, 67.138. 156.203
Travel of Recusants, 139
Trespasses, 28. 248
Traverse, 233. 235. 240.

Tyle,

The Table.

Tyle, 29
Tithes, 118
Treaſons, 147. 175
Townesmen tipling in houſes, 5.
Tokens, 131
Traverſe for ſouldiers, 172

V

Victuallers, vide *Alehouſe keepers*.
Unlawfull games, vide *Games*.
Under Sheriffs oath, 129.173.247.253
Uſury, 144
Victuals, 149
Vagrant perſons, 225.226

W

watches, 38.169
wages, 75.76.109.113.170.221
weights, 88. 89
weapons, 231.238.244.246
wildfowl.
work, 59. 75
wooll, 81
woods, 127
women, 94.113.165. 223
warren, 187
warre, 149
witchcraft, 150
wife, 166

Y

Yarn, 81

FINIS.

UNIVERSITY LIBRARY CAMBRIDGE